

1 JOSEPH P. RUSSONIELLO (CABN 44332)
United States Attorney

2 BRIAN STRETCH (CABN 163973)
3 Chief, Criminal Division

4 DARYL T. EREMIN (TXBN 24012593)
5 Special Assistant United States Attorney
6 450 Golden Gate Avenue
7 San Francisco, California 94102
Telephone: (415) 522-6031
Facsimile: (415) 436-7234
E-Mail: Daryl.Eremin@usdoj.gov

8 Attorneys for the United States

9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,) Criminal No. CR 09-0990 SI
14 Plaintiff,)
15 v.) [PROPOSED] ORDER AND
16 JOSE GABRIEL PEREZ-URIBE,) STIPULATION EXCLUDING TIME
a/k/a Jose Uribe,) FROM OCTOBER 15, 2009, TO
17 Defendant.) OCTOBER 23, 2009
18 _____)

19 The parties appeared before the Honorable Elizabeth D. Laporte on October 15, 2009.

20 With the agreement of counsel for both parties, the Court found and held as follows:

21 1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. §
22 3161, from October 15, 2009, to October 23, 2009, in light of the need for defendant's counsel to
23 review discovery and to conduct further investigation. Failure to grant the requested
24 continuance would unreasonably deny defense counsel reasonable time necessary for effective
25 preparation, taking into account the exercise of due diligence and the need for counsel to review
26 discovery and to conduct further investigation.

27 2. Given these circumstances, the Court found that the ends of justice served by

28 [PROPOSED] ORDER AND
STIPULATION EXCLUDING TIME
CR 09-0990 SI

excluding the period from October 15, 2009, to October 23, 2009, outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

3. Accordingly, and with the consent of the defendant, the Court ordered that the period from October 15, 2009, to October 23, 2009, be excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

IT IS SO STIPULATED.

DATED: October 15, 2009

/s/
RONALD C. TYLER
Counsel for Jose Perez-Uribe

DATED: October 15, 2009

/s/
DARYL T. EREMIN
Special Assistant United States Attorney

IT IS SO ORDERED.

DATED: 10/22/09



[PROPOSED] ORDER AND
STIPULATION EXCLUDING TIME
CR 09-0990 SI